IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Norfolk Division)

| | | |
|---|---|---|
| JTH TAX, INC., | ) | |
| Plaintiff, | ) | |
| v. | ) | Case No. 2:07-cv-00169-RGD-JEB |
| JEROME REED, | ) | |
| Defendant. | ) | |

**MOTION FOR ENLARGEMENT OF TIME**

COMES NOW the Defendant, by counsel, pursuant to Federal Rules of Civil Procedure 6(b) and 60(b), and respectfully requests this Court for enlargement of time in which to file responsive pleadings to Plaintiff's Complaint and an Order deeming the Responsive Pleading attached hereto as Exhibit "A" as timely filed. In support thereof, Defendant respectfully represents that his failure to heretofore file responsive pleadings is due to excusable neglect and other circumstances. Counsel further represents that he was retained by the Defendant on September 4, 2007 and has acted immediately. A brief in support of Defendant's Motion is attached hereto.

JEROME REED

By__________/s/__________________

Jeffrey A. Fleischhauer, Esq. (VSB No. 29620)
S.J. Robert Slemp, Esq. (VSB No. 42406)
Of Counsel to Defendant Jerome Reed
SHENANDOAH LEGAL GROUP, P.C.
310 Jefferson St., S.E.
P.O. Box 75
Roanoke, Virginia 24002-0075
Phone: (540) 344-4490
Fax: (540) 343-0185

Dockets.Justia.com

**CERTIFICATE OF SERVICE**

I hereby certify that on the 12th day of September 2007, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the Following:

Vanessa Mercurio Szajnoga, Esq.,
Liberty Tax Service,
1716 Corporate Landing Parkway,
Virginia Beach, VA 23454

And I hereby certify that I will also fax the document to:

Vanessa Mercurio Szajnoga, Esq., 800-790-3863
Liberty Tax Service,
1716 Corporate Landing Parkway,
Virginia Beach, VA 23454

___________/s/______________________

Jeffrey A. Fleischhauer, Esq.
S.J. Robert Slemp, Esq. (VSB No. 42406)
Of Counsel to Defendant Jerome Reed
SHENANDOAH LEGAL GROUP, P.C.
310 Jefferson St., S.E.
P.O. Box 75
Roanoke, Virginia 24002-0075
Phone: (540) 344-4490
Fax: (540) 343-0185
Jfleisch@shenlegal.com

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Norfolk Division)

| | | |
|---|---|---|
| JTH TAX, INC., | ) | |
| Plaintiff, | ) | |
| v. | ) | Case No. 2:07-cv-00169-RGD-JEB |
| JEROME REED, | ) | |
| Defendant. | ) | |

**ORDER ENLARGING TIME**

THIS MATTER comes before the Court upon the Motion of the Defendant, by counsel, pursuant to Federal Rules of Civil Procedure 6(b), 55(c) and 60(b), for enlargement of time within which to file responsive pleadings to Plaintiff's Complaint and deeming the Responsive Pleading filed with the Defendant's Motion as timely filed. UPON CONSIDERATION of the Motion, the authorities cited and arguments of the parties, the Court FINDS grounds for enlargement of time, and ORDERS that the responsive pleadings filed herein by the Defendant are deemed timely filed.

ENTERED this _____day of ________, 2007.

______________________________
Hon. Robert G. Dourmar
United States District Judge

__________________/s/__________________
Jeffrey A. Fleischhauer, Esq. (VSB No. 29620)
S.J. Robert Slemp, Esq. (VSB No. 42406)
Of Counsel to Defendant Jerome Reed
SHENANDOAH LEGAL GROUP, P.C.
310 Jefferson St., S.E.
P.O. Box 75
Roanoke, Virginia 24002-0075
Phone: (540) 344-4490
Fax: (540) 343-0185

## CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of September 2007, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the Following:

Vanessa Mercurio Szajnoga, Esq.,
Liberty Tax Service,
1716 Corporate Landing Parkway,
Virginia Beach, VA 23454

And I hereby certify that I will also fax the document to:

Vanessa Mercurio Szajnoga, Esq., 800-790-3863
Liberty Tax Service,
1716 Corporate Landing Parkway,
Virginia Beach, VA 23454

_____________/s/_______________________

Jeffrey A. Fleischhauer, Esq.
S.J. Robert Slemp, Esq. (VSB No. 42406)
Of Counsel to Defendant Jerome Reed
SHENANDOAH LEGAL GROUP, P.C.
310 Jefferson St., S.E.
P.O. Box 75
Roanoke, Virginia 24002-0075
Phone: (540) 344-4490
Fax: (540) 343-0185
Jfleisch@shenlegal.com